

UNITED STATES DISTRICT COURT

for the

Eastern District of California

United States of America

v.

BRYAN LAMONT HILLIARDDate of Previous Judgment: 07/19/2006
(Use Date of Last Amended Judgment if Applicable))
)
)
)
)
)
)Case No: 2:05CR00162-01USM No: 15676-097David M. Porter, Assistant Federal Defender

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 72 months **is reduced to** 59.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)Previous Offense Level: 27Amended Offense Level: 25Criminal History Category: ICriminal History Category: IPrevious Guideline Range: 70 to 87 monthsAmended Guideline Range: 57 to 71 months**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**☒ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):**III. ADDITIONAL COMMENTS**

This sentence consists of 59 months on each of Counts 1 and 2 to be served concurrently.

Except as provided above, all provisions of the judgment dated 07/19/2006 shall remain in effect.

IT IS SO ORDERED.Order Date: 5/21/2008


WILLIAM B. SHUBB

UNITED STATES DISTRICT JUDGE

Effective Date: _____
(If different from order date)